App. F. IX-4

1940

193 .

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Legis

File No. 2-40

Serial Nos. 91

Previous References

~~W 61-41~~

Later References.

W 61-41-1 to 4.

W 62-41-1 & 2.

W. 162-42-1 & 2

(9)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. One only

Part B for April 1941

SUBJECT.

Delegation of powers under rule 51 C of the Defence of India Rules.

WD 0573—GPB—22,500—12-9-39

B.B. Shankaran
9.4.41

5425

Delegation of powers under rule 51 C of the Defence of India Rules.

General and Revenue Secretariat | File No. | of 194 | [App. F, III-2

Serial No.

OFFICE OF THE FIRST MEMBER OF COUNCIL
MAR 29 1941
No. 9769.

From

The Secretary to the Hon'ble the Resident

F. 22-41/W dated 15th March 1941

re Delegation of powers under rule 51 C of the Defence of India Rules

Rule 51 C has been recently added to the Defence of India Rules. It deals with the protection of factories and mines. It empowers the Government to require the owner etc. of any mine or factory,

(a) to make a report in writing stating the measure he has taken to keep the mine or factory working in the event of hostile attack, and

(b) to take such measures as Government may consider necessary.

Government may also require any persons employed in the factory or mine or resident within three miles of any factory or mine or any local authority to take such steps as they may direct.

If such persons do not take necessary steps, Government may themselves act and recover the cost thereof without prejudice to other penalties.

The Central Government have issued a notification to the effect that the Chief Inspector of Explosives in India also may exercise all these powers. The Residency state that if the Mysore Government desire it we may also delegate powers under our Rules to the same officer.

The Chief Inspector of ~~factories~~ Mines and ~~Mines~~ Explosives in Mysore may perhaps be consulted in the matter.

Submitted for orders with a draft.

NOTE—Contn. Sheet

21. [illegible]

31.3.41.

(1st member)

27.3.41

Delegation of Powers under Rule 5 (c) of the Explosives Rules

File No. 5425 of 194 . General and Revenue Secretariat

Serial No. 6520

It is not advisable to delegate this power to the Chief Inspector of Explosives in India. His advice may be obtained if necessary by the Chief Inspector of Explosives in Mysore and subd to Govt for consideration and suitable action.

HLL 1/4/41

MS 1/4/41

Dewan) I agree with the above. MS 1/4/41

Govt of India

MS 1-4-41

MS 2/4

Draft to the Chief Inspector of Explosives in Mysore and the Residency are put up for orders.

MS 5-4-41

For approval BKR 5-4-41

(Mily Secy)

(Member)

MS 7-4-41

BKR 7-4-41

HLL - 8/4/41

MS 8/4/41

Done BKR 8/4/41

Govt of India

Done Pol 1771 dtd 8.4.41 to the Residency

CHIEF SECRETARY, 5. APR. 1941, GOVT. OF MYSORE.

OFFICE OF THE FIRST MEMBER OF COUNCIL APR 7 1941 No. 10317

B

Dys 2-40

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

5-425-P40

No. F.22-41/W.

Leg-2-40-91

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of

His Highness the Maharaja of Mysore, Bangalore

CHIEF SECRETARY. 17 MAR. 1941 GOVT. OF MYSORE.

Dated Bangalore, the 15th March *1941*.

Delegation of powers under rule 51C of the Defence of India Rules to the Chief Inspector of Explosives in India.

SIR,

I am directed to invite the attention of the Government of Mysore to the Government of India, Defence Co-ordination Department notification, No.713-OR/1/41, dated the 15th February 1941, copy of which is enclosed. I am to add that if the Government of Mysore wish to obtain the advice of the Chief Inspector of Explosives in India which the said Chief Inspector has kindly agreed to give - a similar notification may kindly be issued under their version of the Defence of India Rules. Two copies of the notification, when issued may kindly be sent to this Residency.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

Rely

GOVERNMENT OF INDIA.
DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION

New Delhi, the 15th February 1941.

No.713-OR/1/41. - In exercise of the powers conferred by sub-section (4) of section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the powers conferred on it by rule 51C of the Defence of India Rules shall be exercisable also by the Chief Inspector of Explosives in India.

A. deC. WILLIAMS,
Secretary to the Government of India.

----:0:----

The Chief Inspector of Mines and
Explosives in Mysore.

Sir,

Delegation of powers under rule 51C of the Defence of India Rules to the Chief Inspector of Explosives in India.

I am directed to invite reference to rule 51 C of the Defence of India Rules, as applied to Mysore, published at pages 332-333 of Part III-I of the Mysore Gazette dated 20th March 1941 and to state that it has been suggested that the powers exercisable under the said rule may be delegated to the Chief Inspector of Explosives ~~xxxx~~ in India also.

I am to forward herewith copy of the notification issued by the Central Government in this behalf and to request you to kindly furnish Government with your opinion in the matter.

I have etc.,

Chief Secretary to Government.

No. P 5100/Rec 1 dt 8.4.41.

To

The Chief Inspector of Mines and
Explosives in Mysore.

Sir,

I am directed to invite reference to rule 51C of the Defence of India Rules, as applied to Mysore, published at pages 332-333 of part III-1 of the Mysore Gazette of the 29th March 1941 and to forward a copy of a notification issued by the Government of India under the British India counterpart of this rule.

I am to state that if and when it is considered necessary to act under the above mentioned rule, you may obtain the advice of the Chief Inspector of - - Explosives in India and submit the same to Government and obtain orders thereon.

I have etc.,

MMS 7/4

Chief Secy. to Govt.

BKR 5-4-41

Pol. 1771 98. 4-41

To

The Secretary to the Hon'ble th..
Resident in Mysore.

Subject:- Delegation of powers under rule 51C of the Defence of India Rules to the Chief Inspector of Explosives in India.

Sir,

With reference to your letter No. F.22-41/W, dated 15th March 1941 on the above subject, I am directed to state that ~~the Chief Inspector of Explosives in Mysore has been asked to obtain the advice~~ of the Chief Inspector of Explosives in India when ~~the need for the same arises~~ and as a notification under the Defence of India Rules, as applied to Mysore, is not considered necessary.

I have etc.,

Chief Secy. to Govt.

The powers conferred by the Rule will be exercised by this Govt on the advice of the Chief Inspector of Mines in Mysore, and he

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore. 8th April 1941

No. Pol. 1771

From

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

Sir,

Subject:- Delegation of powers under rule 51C of the Defence of India Rules to the Chief Inspector of Explosives in India.

With reference to your letter No. F. 22-41/W, dated 15th March 1941 on the above subject, I am directed to state that the powers conferred by the Rule will be exercised by this Government on the advice of the Chief Inspector of Mines in Mysore, and that the Chief Inspector of Explosives in India will be consulted when necessary.

I have the honor to be,
Sir,
Your most obedient servant,

BKR

For Chief Secretary to Government.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore. 8th April 1941.

No. P 5100
Sec I.

From

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Chief Inspector of Mines and Explosives in Mysore,
Bangalore.

Sir,

I am directed to invite reference to Rule 51C of the Defence of India Rules, as applied to Mysore, published at pages 332-333 of part III-I of the Mysore Gazette of the 29th March 1941 and to forward a copy of a notification issued by the Government of India under the British India counterpart of this rule.

I am to state that if and when it is considered necessary to act under the above mentioned rule, you may obtain the advice of the Chief Inspector of Explsovies in India and submit the same to Government and obtain orders thereon.

I have the honor to be,
Sir,
Your most obedient servant,

BKR

For Chief Secretary to Government